



A123 CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : James G. Barsoum et al.
Application No. : 10/618,299 Confirmation No.: 6907
Filed : July 11, 2003
For : METHOD OF ENHANCING DELIVERY OF
A THERAPEUTIC NUCLEIC ACID
Examiner : Not Yet Assigned
Group Art Unit : 1653

New York, New York
February 24, 2004

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR
INFORMATION DISCLOSURE STATEMENT

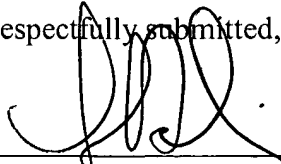
Sir:

Transmitted herewith is an Information Disclosure Statement (in duplicate) in the above-identified application, Form PTO-1449 (in duplicate) and documents cited therein. This Statement is submitted:

- ☐ within three months of the application filing date;
☒ more than three months from the application filing date but before the mailing date of the first Office Action on the merits.

In accordance with 37 C.F.R. § 1.97, submission of this Statement requires no fee. However, if for any reason a fee is due, the Director is hereby authorized to charge payment of any fees required in connection with this Information Disclosure Statement to Deposit Account No. 06-1075. A duplicate copy of this letter is transmitted herewith.

Respectfully submitted,

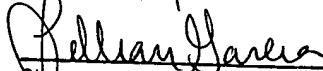


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Pursuant to 37 C.F.R. §§ 1.56 and 1.97, applicants hereby make of record the references listed below. Copies of these references are enclosed. A completed Form PTO-1449 listing all of the documents is enclosed herewith in duplicate.

United States Patents

<u>Inventor</u>	<u>Patent No.</u>	<u>Issue Date</u>
Higuchi et al.	3,710,795	January 16, 1973
Carter et al.	4,797,368	January 10, 1989
Kun et al.	5,262,564	November 16, 1993
Anderson et al.	5,399,346	March 21, 1995

Foreign Patent Applications

<u>Publication No.</u>	<u>Publication Date</u>	<u>Country</u>
WO 99/10516	March 4, 1999	PCT (WIPO)
WO 01/60377	August 23, 2001	PCT(WIPO)

Articles

R. Alemany, et al., "Blood Clearance Rates of Adenovirus Type 5 in Mice," *Journal of General Virology*, 81(11):2605-9 (2000).

D. Armentano, et al., "Effect of the E4 Region on the Persistence of Transgene Expression from Adenovirus Vectors," *Journal of Virology*, 71(3):2408-16 (1997).

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- S. Hegenbarth, et al., "Liver Sinusoidal Endothelial Cells Are Not Permissive for Adenovirus Type 5," *Human Gene Therapy*, 11(3):481-6 (2000).
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V. W. van Beusechem, et al., "Recombinant Adenovirus Vectors with Knobless Fibers for Targeted Gene Transfer," *Gene Therapy*, 7(22):1940-6 (2000).

N. van Rooijen, et al., "Transient Suppression of Macrophage Functions by Liposome-Encapsulated Drugs," *Trends in Biotechnology*, 15(5):178-185 (1997).

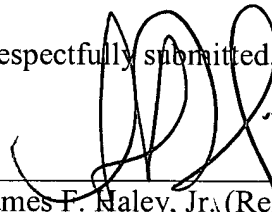
S. Wang, et al., "Effect of Clodronate on Macrophage Depletion and Adenoviral-Mediated Transgene Expression in Salivary Glands," *Journal of Oral Pathology and Medicine*, 28(4):145-51 (1999)

J. M. Wilson, et al., "Cystic Fibrosis. Vehicles for Gene Therapy." *Nature*, 365(6448):691-2 (1993).

G. Wolff, et al., "Enhancement of *In Vivo* Adenovirus-Mediated Gene Transfer and Expression by Prior Depletion of Tissue Macrophages in the Target Organ," *Journal of Virology*, 71(1):624-9 (1997).

Applicants respectfully request that the above-cited documents be (1) fully considered by the Examiner during the course of the examination of this application and (2) printed on any patent issuing from this application. Applicants also request that a copy of the enclosed Form PTO-1449, duly initialed by the Examiner, be forwarded to the undersigned with the next official communication.

Respectfully submitted,

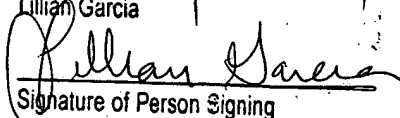


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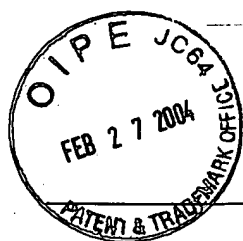
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FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
A123 CONSERIAL NO.
10/618,299INFORMATION DISCLOSURE
STATEMENT BY APPLICANTAPPLICANT
James G. Barsoum et
al.CONFIRMATION NO.
6907

FILING DATE 07/11/03

GROUP 1653

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,710,795	01/16/73	Higuchi et al.	128	260	
	4,797,368	01/10/89	Carter et al.	435	320	
	5,262,564	11/16/93	Kun et al.	562	430	
	5,399,346	03/21/95	Anderson et al.	424	93.21	

FOREIGN PATENT DOCUMENTS

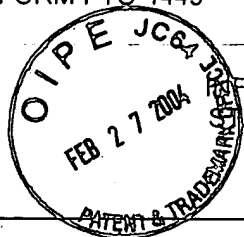
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WO 99/10516	03/04/99	PCT (WIPO)	C12N	15/86		
	WO 01/60377	08/23/01	PCT (WIPO)	A61K	31/66		

EXAMINER

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

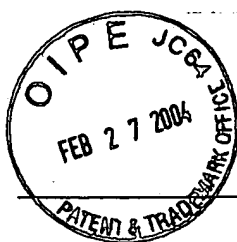
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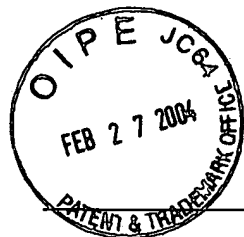
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